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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

**IN RE GOOGLE PLAY STORE
ANTITRUST LITIGATION**

THIS DOCUMENT RELATES TO:

Epic Games, Inc. v. Google LLC et al., Case
No. 3:20-cv-05671-JD

*In re Google Play Consumer Antitrust
Litigation*, Case No. 3:20-cv-05761-JD

State of Utah et al. v. Google LLC et al., Case
No. 3:21-cv-05227-JD

Match Group, LLC et al. v. Google LLC et al.,
Case No. 3:22-cv-02746-JD

Case No. 3:21-md-02981-JD

**DECLARATION OF CHRISTIAN
CRAMER IN SUPPORT OF JOINT
OMNIBUS ADMINISTRATIVE
MOTION TO FILE UNDER SEAL**

Judge: Hon. James Donato

Case No. 3:21-md-02981-JD

DECLARATION OF CHRISTIAN CRAMER IN SUPPORT OF PARTIES' JOINT
OMNIBUS ADMINISTRATIVE MOTION TO FILE UNDER SEAL

1 I, Christian Cramer, declare as follows

2 A. I am currently a Finance Director for Non-Party Google LLC (along with Google-
3 affiliated entities, “Google”). I have been employed by Google since September 2007 and have
4 held my current position since March 2017. Over the course of my employment at Google, I
5 have acquired personal knowledge of Google’s practices and procedures concerning the
6 maintenance of the confidentiality of its strategic, business, and marketing information.

7 B. I submit this declaration in support of the Parties’ Joint Omnibus Administrative
8 Motion to File Under Seal filed on December 1, 2022 in *In re Google Play Store Antitrust*
9 *Litigation*, Case No. 3:21-md-02981-JD, *Epic Games, Inc. v. Google LLC et al.*, Case No. 3:20-
10 cv-05671-JD, *In re Google Play Consumer Antitrust Litigation*, Case No. 3:20-cv-05761-JD,
11 *State of Utah et al. v. Google LLC et al.*, Case No. 3:21-cv-05227-JD, and *Match Group, LLC et*
12 *al. v. Google LLC et al.*, Case No. 3:22-cv-02746-JD.

13 C. The facts set forth in this declaration are true and correct to the best of my
14 knowledge, information, and belief, and are based on my personal knowledge of Google’s
15 policies and practices as they relate to the treatment of confidential information, the materials
16 that were provided to me and reviewed by me, and/or conversations with other knowledgeable
17 employees of Google. If called upon as a witness in this action, I could and would testify from
18 my personal knowledge and knowledge acquired from sources with factual foundation.

19 D. As a matter of routine practice and internal policy, Google and its employees
20 strictly treat as confidential, *inter alia*, (i) internal, non-public financial information; (ii) non-
21 public commercial proposals to third parties; (iii) non-public agreements with third parties; (iv)
22 internal surveys and analyses of customer preferences, spending, revenue, market conditions,
23 business strategy, competitive dynamics, and commercial opportunities; (v) non-public financial
24 forecasts and business plans; (vi) trade secrets; (vii) personally identifying and sensitive
25 personnel information pertaining to Google employees or shared by third parties in the course of

1 confidential negotiations; and (viii) other sensitive material that, if publicly disclosed, could
2 potentially enable Google's competitors to undermine Google's competitive position in the
3 marketplace, allow current or prospective business partners or counterparties to take unfair
4 advantage of Google in negotiations or other business affairs, violate Google's confidentiality
5 obligations to third parties, or otherwise prejudice Google's business interests. In my experience
6 and to the best of my knowledge, Google does not disclose internal documents, data, or
7 information of this nature outside of the company, except to authorized third parties when so
8 required or permitted by law or contract. To that end and in order to prevent inadvertent
9 revelation of this information to the public, Google has several policies in place like prohibiting
10 employees from accessing information beyond what is reasonably necessary to perform their
11 duties, limiting access to certain internal systems, permitting access to document databases on a
12 need-to-know basis, and requiring the use of an encrypted email system. I am also aware that,
13 generally, Google employees are required to sign a confidentiality agreement requiring each
14 employee to keep information confidential, and shared only within the company.

15 E. Third parties—including Google's customers, suppliers, business partners, and
16 others who interact or transact with Google in an array of contexts—entrust highly sensitive,
17 non-public, and confidential information to Google every day. These third parties have an
18 expectation that Google can and will protect the confidentiality of that information. In many
19 cases, Google is contractually bound to keep that information confidential. In my experience and
20 to the best of my knowledge, Google does not disclose internal documents, data, or information
21 reflecting third parties' confidential information outside of the company, unless and only to the
22 extent it has been authorized (or is lawfully permitted or required) to do so. Rather, as noted
23 above, Google policies and protocols are designed to ensure the confidentiality of third-party
24 material is strictly maintained.

F. I understand that, in the Joint Omnibus Administrative Motion to File Under Seal, Google requests that the Court maintain the specific information identified below under seal. For the reasons stated below, this information is confidential and highly sensitive, and if publicly disclosed, could significantly prejudice Google's competitive position by harming Google's relationship with business partners, putting Google at unfair disadvantage in future business negotiations, and permitting Google's competitors to gain unfair advantage in competition with Google.

Specific Information to Be Sealed

Joint Proffer [Dkt. No. 257-01]

(Exhibit A)

1. Page 5:13-16 (between "Platforms & Ecosystems) that" and "Exs. 13-25").

This text contains non-public and confidential information regarding an internal assessment of Google Play's business model and its impact on other parts of the business. This information reflects sensitive, highly confidential characterizations by Google's internal business teams that, if revealed, could be used by Google's competitors against it competitively.

Joint Proffer – Exhibit 6 [Dkt. No. 257-07]

(Exhibit A1)

2. Ex. 6 (Rosenberg Dep. Tr.), Page 126, Lines 12-16 (between "on June 7th about" and "and the Play Store"). This text includes confidential and non-public information about Google's business partners and implicates non-parties' confidentiality interests, by revealing the identities of Google's business partners with respect to the Play Store. Those business partners are not parties to this litigation and have a reasonable expectation that Google will maintain the confidentiality of their dealings with it.

3. Ex. 6 (Rosenberg Dep. Tr.), Page 128, lines 8-10 (between "Play Store that" and "rev share on the Play Store"), and lines 20-21 (between "chat yesterday that" and "on

1 **the Play Store”)**. This text includes confidential and non-public information about Google’s
 2 business partners and terms of their business dealings and negotiations with Google. This
 3 information thus implicates non-parties’ confidentiality interests, by revealing the identities of
 4 Google’s business partners with respect to the Play Store. Those business partners are not parties
 5 to this litigation and have a reasonable expectation that Google will maintain the confidentiality
 6 of their dealings and business term communications.

7 4. **Ex. 6 (Rosenberg Dep. Tr.), Page 129, lines 17-23 (between “says that” and**
 8 **end of sentence; between “that means that” and “in return for”; and between “in return**
 9 **for” and “is that what that means?”)**. This text includes confidential and non-public
 10 information about Google’s business partners and terms of their business dealings and
 11 negotiations with Google. This information thus implicates non-parties’ confidentiality interests,
 12 by revealing the identities of Google’s business partners with respect to the Play Store. Those
 13 business partners are not parties to this litigation and have a reasonable expectation that Google
 14 will maintain the confidentiality of their dealings and business term communications.

15 **Joint Proffer – Exhibit 8 [Dkt. No. 257-09]**

16 **(Exhibit A2)**

17 5. **Ex. 8 (Kolotouros Dep. Tr.), Page 396 (between “Do you know who” and**
 18 **“is”; between “is?” and “is an executive at”; between “is an executive at” and “in their**
 19 **mobile division.”; between “messed over Google Chats with” and “A. Yes.”; and between**
 20 **“believe it is in a conversation you had with” and “and in this message it says”)**. This text
 21 includes confidential and non-public information about Google’s business partners and
 22 implicates non-parties’ confidentiality interests, by revealing the identities of Google’s business
 23 partners. Those business partners are not parties to this litigation and have a reasonable
 24 expectation that Google will maintain the confidentiality of their dealings with it.

Joint Proffer – Exhibit 9 [Dkt. No. 257-10]**(Exhibit A3)**

6. **Ex. 9 (Pimplapure Dep. Tr), Page 369, Line 7 (between “discussing your relationship and discussions with” and “correct?”).** This text includes confidential and non-public information about Google’s business partners and terms of their business dealings with Google. This information thus implicates non-parties’ confidentiality interests, by revealing the identities of Google’s business partners with respect to particular agreements. Those business partners are not parties to this litigation and have a reasonable expectation that Google will maintain the confidentiality of their dealings and contractual arrangements.

Joint Proffer – Exhibit 11 [Dkt. No. 257-12]**(Exhibit A4)**

7. **Ex. 11 (GOOG-PLAY-005601967), Page 1 (between “Liderman [“and”]”; and between “Kleidermacher [“and”]”).** This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

8. **Ex. 11 (GOOG-PLAY-005601967), Page 1 (between “been considered” and “Eugene Liderman, 2020-09-29 08:04:23”; between “08:08:07” and “should we continue”; between “off-play risk has” and “Dave Kleidermacher, 2020-09-29 08:09:35”; and between “with an MTD represent” and “of all AE devices”).** This text contains non-public and confidential information regarding Google Play’s internal assessment of its strategic priorities and of app security. This information reflects sensitive, highly confidential characterizations by Google’s internal business teams that, if revealed, could be referenced by potential counterparties in negotiations with Google to gain an unfair advantage against Google. The information also reflects non-public and confidential information about the share of Android devices with

malware. Disclosure of this information could be used by Google’s competitors to inform their business strategies in a way that causes competitive harm to Google.

9. **Ex. 11 (GOOG-PLAY-005601967), Page 2 (between “malware rates” and “could help sway”; and between “going to say that” and “Eugene Liderman”).** This text contains non-public and confidential information regarding Google Play’s internal assessment of its strategic priorities and of app security. This information reflects sensitive, highly confidential characterizations by Google’s internal business teams that, if revealed, could be referenced by potential counterparties in negotiations with Google to gain an unfair advantage against Google. The information also reflects non-public and confidential information about the share of Android devices with malware. Disclosure of this information could be used by Google’s competitors to inform their business strategies in a way that causes competitive harm to Google.

Joint Proffer – Exhibit 12 [Dkt. No. 257-13]

(Exhibit A5)

10. **Ex. 12 (GOOG-PLAY-004455818), Page 1 (between “Wojcicki[“and”]”; and between “Lockheimer [“and”]”).** This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

11. **Ex. 12 (GOOG-PLAY-004455818), Page 1 (between “process was subverted” and “Susan Wojcicki, 2020-06-22 17:48:01”; and between “2020-06-22 17:48:46” and “Susan Wojcicki, 2020-06-22 17:55:52”).** This text contains non-public and confidential information regarding an internal assessment of Google Play’s business model and its impact on other parts of the business. This information reflects sensitive, highly confidential characterizations by Google’s internal business teams that, if revealed, could be used by Google’s competitors against it to gain an unfair competitive advantage as to various Google business units.

1 12. **Ex. 12 (GOOG-PLAY-004455818), Page 1 (between “who I did say I would**
 2 **get back to” and “I emailed him saying”)**. This text refers to a third party’s medical
 3 information. The third party is not a party to this litigation and has a reasonable expectation that
 4 their medical information will not be disclosed. This information accordingly should be redacted
 5 to protect that third party’s privacy.

6 13. **Ex. 12 (GOOG-PLAY-004455818), Page 1 (between “2020-06-22 21:10:32”**
 7 **and end of page)**. This text contains non-public and confidential information regarding an
 8 internal assessment of Google Play’s business model and its impact on other parts of the
 9 business. This information reflects sensitive, highly confidential characterizations by Google’s
 10 internal business teams that, if revealed, could be used by Google’s competitors against it to gain
 11 an unfair competitive advantage as to various Google business units.

12 14. **Ex. 12 (GOOG-PLAY-004455818), Page 2 (between “allowed to take off 2**
 13 **days” and “Susan Wojcicki, 2020-06-22 21 :11 :37”; and between “when did anyone say**
 14 **Scott can’t” and “Susan Wojcicki, 2020-06-22 21 :11 : 55”)**. This text refers to a third
 15 party’s medical information. The third party is not a party to this litigation and has a reasonable
 16 expectation that their medical information will not be disclosed. This information accordingly
 17 should be redacted to protect that third party’s privacy.

18 15. **Ex. 12 (GOOG-PLAY-004455818), Page 3 (between “you and I never met**
 19 **and” and “Susan Wojcicki, 2020-06-22 21:14:55,” between “what may be lost here” and**
 20 **“Susan Wojcicki, 2020-06-22 21:15:09”; between “do with our HC” and “Susan Wojcicki,**
 21 **2020-06-22 21:21:11”; between “BTW” and “I’m fully aware of that”; between “keep**
 22 **in mind” and “Anyway, let’s discuss”; and between “I understand if” and “Susan**
 23 **Wojcicki, 2020-06-22 21:24:20”)**. This text contains non-public and confidential information
 24 regarding an internal assessment of Google Play’s business model and its impact on other parts
 25 of the business. This information reflects sensitive, highly confidential characterizations by

Google's internal business teams that, if revealed, could be used by Google's competitors against it to gain an unfair competitive advantage as to various Google business units.

Joint Proffer – Exhibit 13 [Dkt. No. 257-14]

(Exhibit A6)

16. **Ex. 13 (GOOG-PLAY-000087767), Page 1 (between “Borchers[“and”]”; and between “Rosenberg [“and”]”).** This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

Joint Proffer – Exhibit 14 [Dkt. No. 257-15]

(Exhibit A7)

17. **Ex. 14 (GOOG-PLAY-00035866), Page 1 (between “Lim [“and”]”; and between “Kochikar[“ and end of “To:” list).** This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

18. **Ex. 14 (GOOG-PLAY-00035866), Page 1 (between “reflect the” and “convo we just had”; between “engage with” and “
”; between “to your proposal” and “for reference, I think this”; between “made it unclear if” and “
” between “what this means for” and end of sentence; and between “the intent is that” and end of sentence; between “4.” and end of sentence).** This text contains confidential, non-public information regarding a non-party developer, and implicates the non-party's confidentiality interests, by revealing the identity of a Google business partner who is not party to this litigation, and who has a reasonable expectation that Google will maintain the confidentiality of contractual terms and its own confidential statements made during negotiations. Further, disclosure of this non-public information is likely to result in competitive harm to Google, as it reveals Google's internal strategic decision-making, which, for example, could give a competitor or potential business

1 partner unfair leverage in competing against or negotiating with Google. Moreover, Google's
2 competitors could use this non-party information to unfairly target Google's developer partners.

3 19. **Ex. 14 (GOOG-PLAY-000-353866), Page 1 (between "lgtm. With one caveat"**
4 **and end of following sentence).** This text contains confidential, non-public information
5 regarding a non-party developer, and implicates the non-party's confidentiality interests, by
6 revealing the identity of a Google business partner who is not party to this litigation, and who has
7 a reasonable expectation that Google will maintain the confidentiality of contractual terms and
8 its own confidential statements made during negotiations. Further, disclosure of this non-public
9 information is likely to result in competitive harm to Google, as it reveals Google's internal
10 strategic decision-making, which, for example, could give a competitor or potential business
11 partner unfair leverage in competing against or negotiating with Google. Moreover, Google's
12 competitors could use this non-party information to unfairly target Google's developer partners.

13 **Joint Proffer – Exhibit 15 [Dkt. No. 257-16]**
14 **(Exhibit A8)**

15 20. **Ex. 15 (GOOG-PLAY-000522209), Page 1 (between "Gambhir["and"]"; and**
16 **between "Marchak ["and end of "To:" line).** This text contains email addresses of individual
17 Google employees. This personally identifying information is sensitive and not relevant to this
18 Motion or this litigation.

19 **Joint Proffer – Exhibit 16 [Dkt. No. 257-17]**
20 **(Exhibit A9)**

21 21. **Ex. 16 (GOOG-PLAY-001956162), Page 1 (between "Kolotouros["and"]";**
22 **and between "Kan["and end of "To:" line).** This text contains email addresses of individual
23 Google employees. This personally identifying information is sensitive and not relevant to this
24 Motion or this litigation.

Joint Proffer – Exhibit 17 [Dkt. No. 257-18]**(Exhibit A10)**

22. **Ex. 17 (GOOG-PLAY-007981137), Page 1 (between “Kim [“and”]”; and between “Pimplapure [“and end of “To:” line). This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.**

Joint Proffer – Exhibit 18 [Dkt. No. 257-19]**(Exhibit A11)**

23. **Ex. 18 (GOOG-PLAY-008706724), Page 1 (between “Herring[“and”]”; and between “Porat [“and end of “To:” line). This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.**

24. **Ex. 18 (GOOG-PLAY-008706724), Page 1 (between 11:06:49 and end of message; between 11:07:50 and “Ruth Porat, 2019-06-20 11:12:49”; and between “materializing” and “Ruth Porat, 2019-06-20 11:15:00”). This text contains non-public and confidential information regarding Google Play’s internal assessment of its strategic priorities and negotiating approach to third-parties. Disclosure of this information could be used by Google’s competitors to inform their business strategies in a way that causes competitive harm to Google. Specifically, this information reflects sensitive, highly confidential characterizations by Google’s internal business teams that, if revealed, could be referenced by potential counterparties in negotiations with Google to gain an unfair advantage against Google.**

Joint Proffer – Exhibit 19 [Dkt. No. 257-20]**(Exhibit A12)**

25. **Ex. 19 (GOOG-PLAY-009909795), Page 1 (between “From:” and end of line; between “To:” and end of line; and, for each message on page, between bullet point and**

1 **start of timestamp).** This text contains email addresses of individual Google employees. This
 2 personally identifying information is sensitive and not relevant to this Motion or this litigation.

3 **Joint Proffer – Exhibit 20 [Dkt. No. 257-21]**

4 **(Exhibit A13)**

5 26. **Ex. 20 (GOOG-PLAY-009911168), Page 1 (between “From:” and end of line;**
 6 **between “To:” and end of line; and, for each message on page, between bullet point and**
 7 **start of timestamp).** This text contains email addresses of individual Google employees. This
 8 personally identifying information is sensitive and not relevant to this Motion or this litigation.

9 27. **Ex. 20 (GOOG-PLAY-009911168), Page 1 (between “2020-06-**
 10 **18T18:17:14.646Z” and “has reduced their”; between “marketing of the” and “limiting it”;**
 11 **between “if we think” and “would go bigger”; and between “exploring with them if” and**
 12 **“is interested”).** This text describes Google’s internal, confidential, and current non-public
 13 thinking regarding its business strategy and its relationship with business partners. The text also
 14 evaluates various strategies and business motives of those partners and Google’s internal
 15 assessment of the impact on Google and the relationship. The text also reveals those partners’
 16 names. If publicly revealed, this information could allow Google’s competitors to alter their
 17 strategies and business models in order to gain an unfair advantage against it, as well as give
 18 business partners information they could unfairly leverage in negotiations with Google.

19 28. **Ex. 20 (GOOG-PLAY-009911168), Page 2 (between “is mostly about” and**
 20 **“2020-06-18T18:35:54.625Z”; “OK to leave” and “out of the agreement”).** This text
 21 describes Google’s internal, confidential, and current non-public thinking regarding its business
 22 strategy and its relationship with business partners. The text also evaluates various strategies and
 23 business motives of those partners and Google’s internal assessment of the impact on Google and
 24 the relationship. The text also reveals those partners’ names. If publicly revealed, this
 25 information could allow Google’s competitors to alter their strategies and business models in

1 order to gain an unfair advantage against it, as well as give business partners information they
2 could unfairly leverage in negotiations with Google.

3 29. Ex. 20 (GOOG-PLAY-009911168), Page 2 (between “why is this just an issue
4 for” and “2020-06-18T18:55:28.961Z”; between “FWIW” and “is also substantially”; “2020-
5 06-18T18:58:08.881Z” and “solution has revenue”; and between “2020-06-
6 18T19:15:07.155Z” and “2020-06-18T19:19:27.459Z”). This text describes Google’s internal,
7 confidential, and current non-public thinking regarding its business strategy and its relationship
8 with business partners. The text also evaluates various strategies and business moves of those
9 partners and Google’s internal assessment of the impact on Google and the relationship. The text
10 also reveals those partners’ names. If publicly revealed, this information could allow Google’s
11 competitors to alter their strategies and business models in order to gain an unfair advantage
12 against it, as well as give business partners information they could unfairly leverage in
13 negotiations with Google.

14 30. Ex. 20 (GOOG-PLAY-009911168), Page 3 (between “we can partner. Since”
15 and “we’ve floated 3”; between “joint meeting with” and “but we’ve landed nowhere”;
16 between “differentiation to” and “is going to be”; between “coming in asking for” and
17 “2020-06-18T20:12:57.887Z”; and between “100 people to go to” and “2020-06-
18 18T21:48:38.739Z”). This text describes Google’s internal, confidential, and current non-public
19 thinking regarding its business strategy and its relationship with business partners. The text also
20 evaluates various strategies and business moves of those partners and Google’s internal
21 assessment of the impact on Google and the relationship. The text also reveals those partners’
22 names. If publicly revealed, this information could allow Google’s competitors to alter their
23 strategies and business models in order to gain an unfair advantage against it, as well as give
24 business partners information they could unfairly leverage in negotiations with Google.

31. **Ex. 20 (GOOG-PLAY-009911168), Page 4 (between “how much influence” and “has on the decisionmaking”; between “challenge esp with” and “it is not an equal playing field”; between “support provided by” and “This combined”; and between “leading to a” and “I will ping you”).** This text describes Google’s internal, confidential, and current non-public thinking regarding its business strategy and its relationship with business partners. The text also evaluates various strategies and business moves of those partners and Google’s internal assessment of the impact on Google and the relationship. The text also reveals those partners’ names. If publicly revealed, this information could allow Google’s competitors to alter their strategies and business models in order to gain an unfair advantage against it, as well as give business partners information they could unfairly leverage in negotiations with Google.

Joint Proffer – Exhibit 21 [Dkt. No. 257-22]

(Exhibit A14)

32. **Ex. 21 (GOOG-PLAY-009919077), Page 1 (between “From:” and end of line; between “To:” and end of line; and, for each message on page, between bullet point and start of timestamp).** This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

Joint Proffer – Exhibit 22 [Dkt. No. 257-23]

(Exhibit A15)

33. **Ex. 22 (GOOG-PLAY-009919155), Page 1 (between “From:” and end of line; between “To:” and end of line; and, for each message on page, between bullet point and start of timestamp).** This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

Joint Proffer – Exhibit 23 [Dkt. No. 257-24]**(Exhibit A16)**

34. **Ex. 23 (GOOG-PLAY-003600774), Page 1 (between “Chu [“and”]”; and between “Gupta [“and end of “To:” line). This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.**

35. **Ex. 23 (GOOG-PLAY-003600774), Page 2 (between “this is all about” and “They could have”; between “same category as” and “They worry”; between “that if they” and “Eric Chu, 2020-05-28 11:57:19”; between “protecting” and Prachi Gupta, 2020-05-28 11:58:18”; between “regarding” and “i don’t see”; and between “world where we” to “Eric Chu, 2020-05-28 12: 05: 22”). This text contains non-public and confidential information regarding an internal assessment of Google Play’s business model and its impact on other parts of the business. This information reflects sensitive, highly confidential characterizations by Google’s internal business teams that, if revealed, could be used by Google’s competitors against it to gain an unfair competitive advantage as to various Google business units.**

Joint Proffer – Exhibit 24 [Dkt. No. 257-25]**(Exhibit A17)**

36. **Ex. 24 (GOOG-PLAY-000855825), Page 1 (between “Kolotouros [“and”]”; and between “Indonie [“and end of “To:” line). This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.**

Joint Proffer – Exhibit 25 [Dkt. No. 257-26]**(Exhibit A18)**

37. **Ex. 25 (GOOG-PLAY-010077571), Page 1 (between “Lee [“and”]”; and between “To:” and end of “To:” line). This text contains email addresses of individual Google**

employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

Joint Proffer – Exhibit 30 [Dkt. No. 257-30]

(Exhibit A19)

38. **Ex. 30 (B. Rocca Letter to L. Moskowitz), Page 4, fourth section (between beginning of bolded header and “Contracts”; between “agreements between” and “, because the individuals”; between “responsible for negotiating the” and “are custodians in either”; between “relating to” and “agreements that were collected”; and between “agreements between” and “. Google also reserves”).** This text contains confidential, non-public information regarding Google’s agreements with non-party developers. Disclosure of this non-public information is likely to result in competitive harm to Google, as it reveals strategic decision-making which, for example, could give a competitor or potential business partner unfair leverage in competing against or negotiating with Google. Moreover, Google’s competitors could use this non-party information to unfairly target Google’s developer partners and offer specific deal terms designed to undercut those offered by Google.

39. **Ex. 30 (B. Rocca Letter to L. Moskowitz), Page 4, heading 5 (from beginning of heading to “Agreement”).** This text contains confidential, non-public information regarding a non-party developer, and implicates the non-party’s confidentiality interests, by revealing the identity of a Google business partner who is not party to this litigation, and who has a reasonable expectation that Google will maintain the confidentiality of contractual terms and its own confidential statements made during negotiations. Further, disclosure of this non-public information is likely to result in competitive harm to Google, as it reveals strategic decision-making, which, for example, could give a competitor or potential business partner unfair leverage in competing against or negotiating with Google. Moreover, Google’s competitors could use this non-party information to unfairly target Google’s developer partners.

40. **Ex. 30 (B. Rocca Letter to L. Moskowitz), Page 5 (from “example of an email referencing a” to “NDA”).** This text contains confidential, non-public information regarding a non-party developer, and implicates the non-party’s confidentiality interests, by revealing the identity of a Google business partner who is not party to this litigation, and who has a reasonable expectation that Google will maintain the confidentiality of contractual terms and its own confidential statements made during negotiations. Further, disclosure of this non-public information is likely to result in competitive harm to Google, as it reveals strategic decision-making, which, for example, could give a competitor or potential business partner unfair leverage in competing against or negotiating with Google. Moreover, Google’s competitors could use this non-party information to unfairly target Google’s developer partners.

41. **Ex. 30 (B. Rocca Letter to L. Moskowitz), Page 6, para. 4 (between “signing party for” and “agreements is”; between “agreements is” and end of sentence; and between “has been produced for” and end of sentence).** This text contains confidential, non-public information regarding a non-party developer, and implicates the non-party’s confidentiality interests, by revealing the identity of a Google business partner who is not party to this litigation, and who has a reasonable expectation that Google will maintain the confidentiality of contractual terms and its own confidential statements made during negotiations. Further, disclosure of this non-public information is likely to result in competitive harm to Google, as it reveals strategic decision-making, which, for example, could give a competitor or potential business partner unfair leverage in competing against or negotiating with Google. Moreover, Google’s competitors could use this non-party information to unfairly target Google’s developer partners.

42. **Ex. 30 (B. Rocca Letter to L. Moskowitz), Page 7, paragraph 1 (between “(1)” and “(GOOG-”;** between “(2)” and “(GOOG-”; between “(3)” and “(GOOG-”; and between “(4)” and “(GOOG-”). This text reflects the identity of non-party developers and the existence of confidential commercial agreements with those developers. Public disclosure of this

information could cause competitive harm to both those non-parties and to Google. For example, Google’s competitors could use this information in their own commercial negotiations to obtain a competitive advantage against Google with respect to deal terms. With respect to the non-parties, disclosure of their non-public, confidential agreements with Google could negatively affect their relationship with Google and future business dealings.

43. **Ex. 30 (B. Rocca Letter to L. Moskowitz), Ex. C, Entire Table.** This table lists the names of non-party developers and reflects the existence of confidential commercial agreements with those developers. Public disclosure of this information could cause competitive harm to both those non-parties and to Google. For example, Google’s competitors could use this information in their own commercial negotiations to obtain a competitive advantage against Google with respect to deal terms. With respect to the non-parties, disclosure of their non-public, confidential agreements with Google could negatively affect their relationship with Google and future business dealings.

44. **Ex. 30 (B. Rocca Letter to L. Moskowitz), Ex. D, Entire Table.** This table lists the names of non-party developers and reflects the existence of confidential commercial agreements with those developers. Public disclosure of this information could cause competitive harm to both those non-parties and to Google. For example, Google’s competitors could use this information in their own commercial negotiations to obtain a competitive advantage against Google with respect to deal terms. With respect to the non-parties, disclosure of their non-public, confidential agreements with Google could negatively affect their relationship with Google and future business dealings.

Joint Proffer – Exhibit 31 [Dkt. No. 257-31]

(Exhibit A20)

45. **Ex. 07 (GOOG-PLAY-005576717), Page 1 (between “Herring [“and”]”; and between “Cramer [“and end of “To:” line).** This text contains email addresses of

individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

46. **Ex. 07 (GOOG-PLAY-005576717), Page 1 (between “in Q2 alone” and “see earnings prep”).** This text reveals non-public information regarding revenue and revenue growth figures for Google Play. Google does not publicly break out its revenues or profits for Google Play as it is revealed in this statement, as such disclosures would reveal important and confidential information to competitors and counterparties regarding Google Play. This information has never been disclosed publicly, and disclosure would severely and adversely impact Google’s ability to negotiate agreements in the future. If revealed to competitors and potential business counterparties, they could use this non-public and confidential information to disadvantage Google in marketing and in negotiations. For example, if a potential counterparty were to have visibility into the strength, or weakness, of Google Play, it could use that information as leverage in negotiations with Google and with Google’s competitors. In addition, material, non-public, sensitive financial information may not be (and need not be) consistent with generally accepted accounting principles or Google’s public financial filings. Therefore, revealing this revenue and profit data publicly can be misleading for investors and other parties and lead to inappropriate inferences to the performance of this and other parts of Google’s business.

Joint Proffer – Exhibit 32 [Dkt. No. 257-32]

(Exhibit A21)

47. **Ex. 32 (GOOG-PLAY-009910540), Page 1 (between “From:” and end of line; between “To:” and end of line; and, for each message on page, between bullet point and start of timestamp).** This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

48. **Ex. 32 (GOOG-PLAY-009910540), Page 1 (between “is about” and “https:screenshot”; between “we do about” and “disables”; and between “disables and” and “warnings depending).** This text reflects Google’s non-public, competitively sensitive, and current internal information about the number and percentage of warnings versus disables. Disclosure of that information could harm Google competitively by allowing competitors to use this information to alter their business strategies, and allow developers to also alter their business strategies in light of these figures.

Joint Proffer – Exhibit 33 [Dkt. No. 257-33]

(Exhibit A22)

49. **Ex. 33 (GOOG-PLAY-010510806) Page 1 (between “From:” and end of line; between “To:” and end of line; and, for each message on page, between bullet point and start of timestamp).** This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

Joint Proffer – Exhibit 34 [Dkt. No. 257-34]

(Exhibit A23)

50. **Ex. 34 (GOOG-PLAY-010510810), Page 1 (between “From:” and end of line; between “To:” and end of line; and, for each message on page, between bullet point and start of timestamp).** This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

51. **Ex. 34 (GOOG-PLAY-010510810), Page 1-2 (between “2021-02-01T19:18:14.132-06:00” and “2021-02-01T19:18:23.899-06:00”; between “did you hear that on” and “No I actually use Android,”; and between “10pm on” and “with elon musk.”).** This text includes confidential and non-public information about developers who partner with Google. Specifically, the text reveals details about a developer’s requests and strategy around their app and their negotiations with Google around that strategy. This information thus

1 implicates non-parties' confidentiality interests, by revealing the identities of Google's business
2 partners with respect to the Play Store and the details of their business strategies. Those business
3 partners are not parties to this litigation and have a reasonable expectation that Google will
4 maintain the confidentiality of their dealings and business communications.

5 **Joint Proffer – Exhibit 35 [Dkt. No. 257-35]**

6 **(Exhibit A24)**

7 52. **Ex. 35 (GOOG-PLAY-005601967), Page 1 (between “Liderman [“and”]”;**
8 **and between “Kleidermacher [“and end of “To:” line).** This text contains email addresses of
9 individual Google employees. This personally identifying information is sensitive and not
10 relevant to this Motion or this litigation.

11 53. **Ex. 35 (GOOG-PLAY-005601967), Page 1 (between “been considered” and**
12 **“Eugene Liderman, 2020-09-29 08:04:23”; between “08:08:07” and “should we continue”;**
13 **between “off-play risk has” and “Dave Kleidermacher, 2020-09-29 08:09:35”; and between**
14 **“with an MTD represent” and “of all AE devices”).** This text contains non-public and
15 confidential information regarding Google Play's internal assessment of its strategic priorities
16 and of app security. This information reflects sensitive, highly confidential characterizations by
17 Google's internal business teams that, if revealed, could be referenced by potential counterparties
18 in negotiations with Google to gain an unfair advantage against Google. The information also
19 reflects non-public and confidential information about the share of Android devices with
20 malware. Disclosure of this information could be used by Google's competitors to inform their
21 business strategies in a way that causes competitive harm to Google.

22 **Joint Proffer – Exhibit 36 [Dkt. No. 257-36]**

23 **(Exhibit A25)**

24 54. **Ex. 36 (GOOG-PLAY-003930716), Page 1 (between “Izmit [“and”]”; and**
25 **between “Bankhead [“and end of “To:” line).** This text contains email addresses of individual

Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

Motion for Sanctions [Dkt. No. 349]

(Exhibit B)

55. **Page 3, lines 10-11 (between “including” and “, about relevant matters”).**

This text contains confidential, non-public information regarding Google’s agreements with non-party developers. Disclosure of this non-public information is likely to result in competitive harm to Google, as it reveals strategic decision-making which, for example, could give a competitor or potential business partner unfair leverage in competing against or negotiating with Google.

Moreover, Google’s competitors could use this non-party information to unfairly target Google’s developer partners and offer specific deal terms designed to undercut those offered by Google.

56. **Page 9, lines 9-14 (between “popular apps” and “, YouTube”); between “warns” and “Engineering”; and between “that” and end of sentence).** This text contains non-public information regarding confidential business strategies within Google. This information has never been disclosed publicly, and disclosure would severely and adversely impact Google’s ability to negotiate agreements with third parties in the future. If revealed to competitors and potential business counterparties, they could use this non-public and confidential information to disadvantage Google in marketing and in negotiations.

Motion for Sanctions – Exhibit 1 [Dkt. No. 349-2]

(Exhibit B1)

57. **Ex. 01 (B. Rocca Letter to L. Moskowitz), Page 4, fourth section (between beginning of bolded header and “Contracts”; between “agreements between” and “, because the individuals”; between “responsible for negotiating the” and “are custodians in either”; between “relating to” and “agreements that were collected”; and between “agreements between” and “. Google also reserves”).** This text contains confidential, non-

1 public information regarding Google's agreements with non-party developers. Disclosure of this
2 non-public information is likely to result in competitive harm to Google, as it reveals strategic
3 decision-making which, for example, could give a competitor or potential business partner unfair
4 leverage in competing against or negotiating with Google. Moreover, Google's competitors
5 could use this non-party information to unfairly target Google's developer partners and offer
6 specific deal terms designed to undercut those offered by Google.

7 58. **Ex. 01 (B. Rocca Letter to L. Moskowitz), Page 4, heading 5 (from beginning**
8 **of heading to "Agreement")**. This text contains confidential, non-public information regarding
9 a non-party developer, and implicates the non-party's confidentiality interests, by revealing the
10 identity of a Google business partner who is not party to this litigation, and who has a reasonable
11 expectation that Google will maintain the confidentiality of contractual terms and its own
12 confidential statements made during negotiations. Further, disclosure of this non-public
13 information is likely to result in competitive harm to Google, as it reveals strategic decision-
14 making, which, for example, could give a competitor or potential business partner unfair
15 leverage in competing against or negotiating with Google. Moreover, Google's competitors
16 could use this non-party information to unfairly target Google's developer partners.

17 59. **Ex. 01 (B. Rocca Letter to L. Moskowitz), Page 5 (from "example of an email**
18 **referencing a" to "NDA")**. This text contains confidential, non-public information regarding a
19 non-party developer, and implicates the non-party's confidentiality interests, by revealing the
20 identity of a Google business partner who is not party to this litigation, and who has a reasonable
21 expectation that Google will maintain the confidentiality of contractual terms and its own
22 confidential statements made during negotiations. Further, disclosure of this non-public
23 information is likely to result in competitive harm to Google, as it reveals strategic decision-
24 making, which, for example, could give a competitor or potential business partner unfair
25

1 leverage in competing against or negotiating with Google. Moreover, Google's competitors
2 could use this non-party information to unfairly target Google's developer partners.

3 60. **Ex. 01 (B. Rocca Letter to L. Moskowitz), Page 6, para. 4 (between "signing**
4 **party for" and "agreements is"; between "agreements is" and end of sentence; and between**
5 **"has been produced for" and end of sentence).** This text contains confidential, non-public
6 information regarding a non-party developer, and implicates the non-party's confidentiality
7 interests, by revealing the identity of a Google business partner who is not party to this litigation,
8 and who has a reasonable expectation that Google will maintain the confidentiality of contractual
9 terms and its own confidential statements made during negotiations. Further, disclosure of this
10 non-public information is likely to result in competitive harm to Google, as it reveals strategic
11 decision-making, which, for example, could give a competitor or potential business partner
12 unfair leverage in competing against or negotiating with Google. Moreover, Google's
13 competitors could use this non-party information to unfairly target Google's developer partners.

14 61. **Ex. 01 (B. Rocca Letter to L. Moskowitz), Page 7, paragraph 1 (between**
15 **"(1)" and "(GOOG-"; between "(2)" and "(GOOG-"; between "(3)" and "(GOOG-"; and**
16 **between "(4)" and "(GOOG-").** This text reflects the identity of non-party developers and the
17 existence of confidential commercial agreements with those developers. Public disclosure of this
18 information could cause competitive harm to both those non-parties and to Google. For example,
19 Google's competitors could use this information in their own commercial negotiations to obtain
20 a competitive advantage against Google with respect to deal terms. With respect to the non-
21 parties, disclosure of their non-public, confidential agreements with Google could negatively
22 affect their relationship with Google and future business dealings.

23 62. **Ex. 01-C, Entire Table.** This table lists the names of non-party developers and
24 reflects the existence of confidential commercial agreements with those developers. Public
25 disclosure of this information could cause competitive harm to both those non-parties and to

Google. For example, Google’s competitors could use this information in their own commercial negotiations to obtain a competitive advantage against Google with respect to deal terms. With respect to the non-parties, disclosure of their non-public, confidential agreements with Google could negatively affect their relationship with Google and future business dealings.

63. **Ex. 01-D, Entire Table.** This table lists the names of non-party developers and reflects the existence of confidential commercial agreements with those developers. Public disclosure of this information could cause competitive harm to both those non-parties and to Google. For example, Google’s competitors could use this information in their own commercial negotiations to obtain a competitive advantage against Google with respect to deal terms. With respect to the non-parties, disclosure of their non-public, confidential agreements with Google could negatively affect their relationship with Google and future business dealings.

Motion for Sanctions – Exhibit 3 [Dkt. No. 349-2]

(Exhibit B2)

64. **Ex. 03 (Rosenberg Dep. Tr.), Page 128, lines 8-10 (between “Play Store that” and “rev share on the Play Store”), and lines 20-21 (between “chat yesterday that” and “on the Play Store”).** This text reflects the identity of a non-party developer, the substance of commercially sensitive discussions relating to that developer’s business strategy, discussion of a confidential commercial agreement with that developer, and specific deal terms and financial considerations associated with those negotiations. Public disclosure of this information could cause competitive harm to both this non-party and to Google. For example, Google’s competitors could use this information in their own commercial negotiations to obtain a competitive advantage against Google with respect to deal terms. With respect to the non-party, disclosure of their non-public, confidential discussions with Google could negatively affect their relationship with Google and future business dealings.

65. **Ex. 03 (Rosenberg Dep. Tr.), Page 129, lines 17-23 (between “says that” and end of sentence; between “that means that” and “in return for”; and between “in return for” and “is that what that means?”).** This text reflects the identity of a non-party developer, the substance of commercially sensitive discussions relating to that developer’s business strategy, discussion of a confidential commercial agreement with that developer, and specific deal terms and financial considerations associated with those negotiations. Public disclosure of this information could cause competitive harm to both this non-party and to Google. For example, Google’s competitors could use this information in their own commercial negotiations to obtain a competitive advantage against Google with respect to deal terms. With respect to the non-party, disclosure of their non-public, confidential discussions with Google could negatively affect their relationship with Google and future business dealings.

Motion for Sanctions – Exhibit 6 [Dkt. No. 349-2]

(Exhibit B3)

66. **Ex. 06 (Mattson Dep. Tr.), Page 11, lines 12-20 (between “Q” and end of sentence ending at line 20).** This text identifies the home address of a current Google employee, and no public interest is served by the public disclosure of this sensitive, personal information. This employee has a reasonable expectation of privacy that would be infringed upon if this information were to be made public.

Motion for Sanctions – Exhibit 7 [Dkt. No. 349-2]

(Exhibit B4)

67. **Ex. 07 (GOOG-PLAY-005576717), Page 1 (between “Herring [“and”]”; and between “Cramer [“and end of “To:” line).** This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

68. **Ex. 07 (GOOG-PLAY-005576717), Page 1 (between “in Q2 alone” and “see earnings prep”).** This text reveals non-public information regarding revenue and revenue growth figures for Google Play. Google does not publicly break out its revenues or profits for Google Play as it is revealed in this statement, as such disclosures would reveal important and confidential information to competitors and counterparties regarding Google Play. This information has never been disclosed publicly, and disclosure would severely and adversely impact Google’s ability to negotiate agreements in the future. If revealed to competitors and potential business counterparties, they could use this non-public and confidential information to disadvantage Google in marketing and in negotiations. For example, if a potential counterparty were to have visibility into the strength, or weakness, of Google Play, it could use that information as leverage in negotiations with Google and with Google’s competitors. In addition, material, non-public, sensitive financial information may not be (and need not be) consistent with generally accepted accounting principles or Google’s public financial filings. Therefore, revealing this revenue and profit data publicly can be misleading for investors and other parties and lead to inappropriate inferences to the performance of this and other parts of Google’s business.

69. **Ex. 07 (GOOG-PLAY-005576717), Page 2 (between “in this chart” and end of sentence; and between “but this is the number from BC and” and end of sentence).** This text reflects specific financial terms considered, and discussed, in relation to a confidential agreement with a third-party developer. Public disclosure of this information could cause competitive harm to both this non-party and to Google. For example, Google’s competitors could use this information in their own commercial negotiations to obtain a competitive advantage against Google with respect to deal terms. With respect to the non-party, disclosure of their non-public, confidential discussions with Google could negatively affect their relationship with Google and future business dealings.

Motion for Sanctions – Exhibit 8 [Dkt. No. 349-2]

(Exhibit B5)

70. **Ex. 08 (GOOG-PLAY-010510806), Page 1 (between “From:” and end of line; between “To:” and end of line; and, for each message on page, between bullet point and start of timestamp).** This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

Motion for Sanctions – Exhibit 9 [Dkt. No. 349-2]

(Exhibit B6)

71. **Ex. 09 (GOOG-PLAY-003930716), Page 1 (between “Izmit [“and”]”; and between “Bankhead [“and end of “To:” line).** This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

Motion for Sanctions – Exhibit 10 [Dkt. No. 349-2]

(Exhibit B7)

72. **Ex. 10 (GOOG-PLAY-007213451), Page 1 (between “Pimplapure [“and”]”; and between “Song [“and end of “To:” line).** This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

Motion for Sanctions – Exhibit 12 [Dkt. No. 349-2]

(Exhibit B8)

73. **Ex. 12 (GOOG-PLAY-005601967), Page 1 (between “Liderman [“and”]”; and between “Kleidermacher [“and”]”).** This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

74. **Ex. 12 (GOOG-PLAY-005601967), Page 1 (between “been considered” and “Eugene Liderman, 2020-09-29 08:04:23”; between “08:08:07” and “should we continue”; between “off-play risk has” and “Dave Kleidermacher, 2020-09-29 08:09:35”; and between “with an MTD represent” and “of all AE devices”).** This text contains non-public and confidential information regarding Google Play’s internal assessment of its strategic priorities and of app security. This information reflects sensitive, highly confidential characterizations by Google’s internal business teams that, if revealed, could be referenced by potential counterparties in negotiations with Google to gain an unfair advantage against Google. The information also reflects non-public and confidential information about the share of Android devices with malware. Disclosure of this information could be used by Google’s competitors to inform their business strategies in a way that causes competitive harm to Google.

Motion for Sanctions – Exhibit 13 [Dkt. No. 349-2]

(Exhibit B9)

75. **Ex. 13 (GOOG-PLAY-007611604), Page 1 (between “Chu [“ and end of “From:” line; between “To:” and end of line).** This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

76. **Ex. 13 (GOOG-PLAY-007611604), Page 2 (between “12:24:38” and end of message; between “12:24:49” and end of message; between “13:34:23” and end of message; and between “13:34:40” and end of message).** This information contains non-public information regarding Play costs. This information has never been disclosed publicly, and disclosure would severely and adversely impact Google’s ability to negotiate agreements in the future. If revealed to competitors and potential business counterparties, they could use this non-public and confidential information to disadvantage Google in marketing and in negotiations. For example, a potential counterparty armed with this non-public information could use it to obtain

leverage against Google in negotiations by pointing to this Play cost information. In addition, material, non-public, sensitive financial information may not be (and need not be) consistent with generally accepted accounting principles or Google's public financial filings. Therefore, revealing this Play cost data publicly can be misleading for investors and other parties and lead to inappropriate inferences to the performance of this and other parts of Google's business.

Motion for Sanctions – Exhibit 14 [Dkt. No. 349-2]

(Exhibit B10)

77. **Ex. 14 (GOOG-PLAY-000-353866), Page 1 (between “Lim [“ and end of “From:” line; between “To:” and end of line; and, for each message on page, between bullet point and start of timestamp).** This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

78. **Ex. 14 (GOOG-PLAY-000-353866), Page 1 (between “reflect the” and “convo we just had”; between “engage with” and “
”; between “to your proposal” and “for reference, I think this”; between “made it unclear if” and “
”; between “what this means for” and end of sentence; between “the intent is that” and end of sentence; and between “4.” and end of sentence).** This text contains confidential, non-public information regarding a non-party developer, and implicates the non-party's confidentiality interests, by revealing the identity of a Google business partner who is not party to this litigation, and who has a reasonable expectation that Google will maintain the confidentiality of contractual terms and its own confidential statements made during negotiations. Further, disclosure of this non-public information is likely to result in competitive harm to Google, as it reveals Google's internal strategic decision-making, which, for example, could give a competitor or potential business partner unfair leverage in competing against or negotiating with Google. Moreover, Google's competitors could use this non-party information to unfairly target Google's developer partners.

79. **Ex. 14 (GOOG-PLAY-000-353866), Page 1 (between “lgm. With one caveat” and end of following sentence).** This text contains confidential, non-public information regarding a non-party developer, and implicates the non-party’s confidentiality interests, by revealing the identity of a Google business partner who is not party to this litigation, and who has a reasonable expectation that Google will maintain the confidentiality of contractual terms and its own confidential statements made during negotiations. Further, disclosure of this non-public information is likely to result in competitive harm to Google, as it reveals Google’s internal strategic decision-making, which, for example, could give a competitor or potential business partner unfair leverage in competing against or negotiating with Google. Moreover, Google’s competitors could use this non-party information to unfairly target Google’s developer partners.

Motion for Sanctions – Exhibit 15 [Dkt. No. 349-2]

(Exhibit B11)

80. **Ex. 15 (GOOG-PLAY-007873896), Page 1 (between “Schaengold [:]” and end of line; between “To:” and end of line).** This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

81. **Ex. 15 (GOOG-PLAY-007873896), Page 2 (between “directly to reflect the details of” and end of message; between “images of the” and “flow?”; between “we should include” and end of message; between “17:02:00” and “<ahref=“; between “Thanks for pointing that out, Christina” and end of message; and between “18:01:03” and end of message).** This text contains confidential, non-public information regarding a non-party developer, and implicates the non-party’s confidentiality interests, by revealing the identity of a Google business partner who is not party to this litigation, and who has a reasonable expectation that Google will maintain the confidentiality of contractual terms and its own confidential statements made during negotiations. Further, disclosure of this non-public information is likely

1 to result in competitive harm to Google, as it reveals Google’s internal strategic decision-
2 making, which, for example, could give a competitor or potential business partner unfair
3 leverage in competing against or negotiating with Google. Moreover, Google’s competitors
4 could use this non-party information to unfairly target Google’s developer partners.

5 **82. Ex. 15 (GOOG-PLAY-007873896), Page 3 (between “18:03:55” and end of**
6 **message at end of page).** This text contains confidential, non-public information regarding a
7 non-party developer, and implicates the non-party’s confidentiality interests, by revealing the
8 identity of a Google business partner who is not party to this litigation, and who has a reasonable
9 expectation that Google will maintain the confidentiality of contractual terms and its own
10 confidential statements made during negotiations. Further, disclosure of this non-public
11 information is likely to result in competitive harm to Google, as it reveals Google’s internal
12 strategic decision-making, which, for example, could give a competitor or potential business
13 partner unfair leverage in competing against or negotiating with Google. Moreover, Google’s
14 competitors could use this non-party information to unfairly target Google’s developer partners.

15 **83. Ex. 15 (GOOG-PLAY-007873896), Page 4 (between “18:08:13” and**
16 **Mrinalini Loew, 2021-05-26 18:11:38”).** This text contains confidential, non-public
17 information regarding a non-party developer, and implicates the non-party’s confidentiality
18 interests, by revealing the identity of a Google business partner who is not party to this litigation,
19 and who has a reasonable expectation that Google will maintain the confidentiality of contractual
20 terms and its own confidential statements made during negotiations. Further, disclosure of this
21 non-public information is likely to result in competitive harm to Google, as it reveals Google’s
22 internal strategic decision-making, which, for example, could give a competitor or potential
23 business partner unfair leverage in competing against or negotiating with Google. Moreover,
24 Google’s competitors could use this non-party information to unfairly target Google’s developer
25

1 partners. Finally, this passage includes reference to a Google employee's family that is irrelevant
 2 to this Motion and this litigation.

3 84. **Ex. 15 (GOOG-PLAY-007873896), Pages 4-5 (between "18:13:03" and**
 4 **"18:23:48").** This text contains confidential, non-public information regarding a non-party
 5 developer, and implicates the non-party's confidentiality interests, by revealing the identity of a
 6 Google business partner who is not party to this litigation, and who has a reasonable expectation
 7 that Google will maintain the confidentiality of contractual terms and its own confidential
 8 statements made during negotiations. Further, disclosure of this non-public information is likely
 9 to result in competitive harm to Google, as it reveals Google's internal strategic decision-
 10 making, which, for example, could give a competitor or potential business partner unfair
 11 leverage in competing against or negotiating with Google. Moreover, Google's competitors
 12 could use this non-party information to unfairly target Google's developer partners.

13 **Motion for Sanctions – Exhibit 16 [Dkt. No. 349-2]**
 14 **(Exhibit B12)**

15 85. **Ex. 16 (GOOG-PLAY-003929257), Page 1 (between "Mahbod [:" and end of**
 16 **line; between "To:" and end of line).** This text contains email addresses of individual Google
 17 employees. This personally identifying information is sensitive and not relevant to this Motion or
 18 this litigation.

19 86. **Ex. 16 (GOOG-PLAY-003929257), Page 1 (between "08:48:37" and end of**
 20 **message beginning "08:48:39").** This text reveals specific details about Google's ongoing
 21 projects and strategy in connection with specific Google commercial programs. Public disclosure
 22 could cause harm to Google's competitive standing by giving competitors and others insights
 23 into Google's business strategies and allowing them to alter their business tactics accordingly.
 24
 25

Motion for Sanctions – Exhibit 17 [Dkt. No. 349-2]**(Exhibit B13)**

87. **Ex. 17 (GOOG-PLAY-010510815), Page 1 (between “From:” and end of line; between “To:” and end of line; and, for each message on page, between bullet point and start of timestamp).** This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

Motion for Sanctions – Exhibit 19 [Dkt. No. 349-2]**(Exhibit B14)**

88. **Ex. 19 (2021-08-13 Ltr. from B. Rocca to L. Moskowitz), Page 3 (between “Agreement with” and end of heading; between “We understand that the” and end of sentence; and between “do not understand how” and “avoidance of lodging”).** This text contains confidential, non-public information regarding a non-party developer, and implicates the non-party’s confidentiality interests, by revealing the identity of a Google business partner who is not party to this litigation, and who has a reasonable expectation that Google will maintain the confidentiality of confidential negotiations. Google’s competitors could use this non-party information to unfairly target Google’s developer partners.

89. **Ex. 19 (2021-08-13 Ltr. from B. Rocca to L. Moskowitz), Page 6 (between “As for agreements with” and “, as discussed”; between “meet and confer,” and “Plaintiffs previously”; between “does it appear that” and “is a part of any”; between “the issue of” and “agreements, claiming that public news reports”; between “exist relevant agreements with” and “yet Plaintiffs”; and between “relating to advertising” and end of sentence).**

This text contains confidential, non-public information regarding a non-party developer, and implicates the non-party’s confidentiality interests, by revealing the identity of a Google business partner who is not party to this litigation, and who has a reasonable expectation that Google will

maintain the confidentiality of confidential negotiations. Google’s competitors could use this non-party information to unfairly target Google’s developer partners.

90. **Ex. 19 (2021-08-13 Ltr. from B. Rocca to L. Moskowitz), Page 6 (between “Agreement related to” and end of heading; between “its agreement with” and “is irrelevant and simply”; between “working through these issues with” and end of sentence; and between “work through the specific with” and “regarding this potential compromise”).**

This text contains confidential, non-public information regarding a non-party developer, and implicates the non-party’s confidentiality interests, by revealing the identity of a Google business partner who is not party to this litigation, and who has a reasonable expectation that Google will maintain the confidentiality of confidential negotiations. Google’s competitors could use this non-party information to unfairly target Google’s developer partners.

91. **Ex. 19 (2021-08-13 Ltr. from B. Rocca to L. Moskowitz), Page 6 (between “relevant communications with Apple,” and end of following sentence; and between “communications related to” and end of sentence).** This text contains confidential, non-public information regarding a non-party developer, and implicates the non-party’s confidentiality interests, by revealing the identity of a Google business partner who is not party to this litigation, and who has a reasonable expectation that Google will maintain the confidentiality of confidential negotiations. Google’s competitors could use this non-party information to unfairly target Google’s developer partners.

Motion for Sanctions – Exhibit 20 [Dkt. No. 349-2]

(Exhibit B15)

92. **Ex. 20 (GOOG-PLAY-002384214), Page 1 (between “Yang [“and”]”; and between “Riphagen [“ and end of “To:” list).** This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

Motion for Sanctions – Exhibit 21 [Dkt. No. 349-2]**(Exhibit B16)**

93. **Ex. 21 (GOOG-PLAY-003600814), Page 1 (between “Chu [“and”]”; and between “Kim [“ and end of “To:” list).** This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

94. **Ex. 21 (GOOG-PLAY-003600814, Pages 3-5 (between “has been asked by” and “We told them this is different”; between “asked to present” and “next Friday”; between “will be presenting” and end of sentence; and between “something before next friday” and “etc.”).** This text contains non-public and confidential information regarding Google Play’s internal assessment of its strategic priorities and of its potential technical investments. This information reflects sensitive, highly confidential characterizations by Google’s internal business teams that, if revealed, could be referenced by potential counterparties in negotiations with Google to gain an unfair advantage against Google. The information also reflects non-public and confidential information about the share of Android devices with malware. Disclosure of this information could be used by Google’s competitors to inform their business strategies in a way that causes competitive harm to Google.

Reply – Exhibit 22 [Dkt. No. 372-3]**(Exhibit C)**

95. **Ex. 22 (GOOG-PLAY-007021362), Page 1 (between “declines” and “what is/is not”).** This text describes the compensation structure for an individual Google employee or employee candidate, whom the text identifies by name. This personally identifying information is both sensitive and irrelevant to this Motion and this litigation.

96. **Ex. 22 (GOOG-PLAY-007021362), Page 3 (between “comp” and “Jan1”).**

This text outlines the compensation structure and amount for an individual Google employee, and is irrelevant to this Motion and this litigation.

97. **Ex. 22 (GOOG-PLAY-007021362), Page 4 (between “what (any) plan might look like” and “4. other random”; and between “feedback/notes” and “ok, etc?”).** This text contains confidential, non-public information regarding Google’s negotiations with non-party developers and strategy for competing with Apple. Disclosure of this non-public information is likely to result in competitive harm to Google, as it reveals strategic decision-making which, for example, could give a competitor or potential business partner unfair leverage in competing against or negotiating with Google. Moreover, Google’s competitors could use this non-party information to unfairly target Google’s developer partners and offer specific deal terms designed to undercut those offered by Google. This material, moreover, is irrelevant to this Motion.

98. **Ex. 22 (GOOG-PLAY-007021362), Page 7 (between “pb” and “runway”).**

This text contains confidential, non-public information regarding Google’s negotiations with non-party developers and strategy for competing with Apple. Disclosure of this non-public information is likely to result in competitive harm to Google, as it reveals strategic decision-making which, for example, could give a competitor or potential business partner unfair leverage in competing against or negotiating with Google. Moreover, Google’s competitors could use this non-party information to unfairly target Google’s developer partners and offer specific deal terms designed to undercut those offered by Google. This material, moreover, is irrelevant to this Motion.

99. **Ex. 22 (GOOG-PLAY-007021362), Page 11 (between “billions at risk” and “https://docs.google.com/”).** This text contains a discussion of personnel issues related to individual Google teams and individual Google employees. This material--which discusses individual employee performance and specific issues related to personnel management--is both

1 personally sensitive and irrelevant to this Motion and this litigation. This material, moreover, is
2 irrelevant to this Motion.

3 100. **Ex. 22 (GOOG-PLAY-007021362), Page 7 (between “jamie” and end of**
4 **page).** This text contains confidential, non-public information regarding Google’s internal
5 strategy and decision-making with regard to its billing policies. Disclosure of this non-public
6 information is likely to result in competitive harm to Google, as it reveals strategic decision-
7 making which, for example, could give a competitor or potential business partner unfair leverage
8 in competing against or negotiating with Google. Moreover, Google’s competitors could use this
9 non-party information to unfairly target Google’s developer partners and offer specific deal
10 terms designed to undercut those offered by Google. This material, moreover, is irrelevant to this
11 Motion.

12 101. **Ex. 22 (GOOG-PLAY-007021362), Page 13 (between “clover” and “store**
13 **process.”).** This text contains confidential, non-public information regarding Google’s
14 negotiations with non-party developers. Disclosure of this non-public information is likely to
15 result in competitive harm to Google, as it reveals strategic decision-making which, for example,
16 could give a competitor or potential business partner unfair leverage in competing against or
17 negotiating with Google. Moreover, Google’s competitors could use this non-party information
18 to unfairly target Google’s developer partners and offer specific deal terms designed to undercut
19 those offered by Google. This material, moreover, is irrelevant to this Motion.

20 102. **Ex. 22 (GOOG-PLAY-007021362), Page 13 (between “step back” and “as a**
21 **vector”).** This text contains confidential, non-public information regarding Google’s
22 negotiations with non-party developers and strategy for competing with Apple. Disclosure of this
23 non-public information is likely to result in competitive harm to Google, as it reveals strategic
24 decision-making which, for example, could give a competitor or potential business partner unfair
25 leverage in competing against or negotiating with Google. Moreover, Google’s competitors

1 could use this non-party information to unfairly target Google’s developer partners and offer
2 specific deal terms designed to undercut those offered by Google. This material, moreover, is
3 irrelevant to this Motion.

4 103. **Ex. 22 (GOOG-PLAY-007021362), Page 14 (between “team off” and**
5 **“carousel”).** This text contains confidential, non-public information regarding Google’s
6 negotiations with non-party partners. Disclosure of this non-public information is likely to result
7 in competitive harm to Google, as it reveals strategic decision-making which, for example, could
8 give a competitor or potential business partner unfair leverage in competing against or
9 negotiating with Google. Moreover, Google’s competitors could use this non-party information
10 to unfairly target Google’s partners and offer specific deal terms designed to undercut those
11 offered by Google. This material, moreover, is irrelevant to this Motion.

12 104. **Ex. 22 (GOOG-PLAY-007021362), Page 15 (between “and then . . . “ and end**
13 **of page).** This text contains confidential, non-public information regarding Google’s
14 negotiations with non-party partners. Disclosure of this non-public information is likely to result
15 in competitive harm to Google, as it reveals strategic decision-making which, for example, could
16 give a competitor or potential business partner unfair leverage in competing against or
17 negotiating with Google. Moreover, Google’s competitors could use this non-party information
18 to unfairly target Google’s partners and offer specific deal terms designed to undercut those
19 offered by Google. This material, moreover, is irrelevant to this Motion.

20 105. **Ex. 22 (GOOG-PLAY-007021362), Page 16 (between “what to combine” and**
21 **“sameer”).** This text contains a discussion of personnel issues related to individual Google
22 employees that the text identifies by name. This material--which discusses individual employee
23 performance and specific issues related to personnel management--is both personally sensitive
24 and irrelevant to this Motion and this litigation.
25

106. **Ex. 22 (GOOG-PLAY-007021362), Page 17-18 (between “2/8” and “2/9”).**

This text contains a discussion of personnel issues related to individual Google employees that the text identifies by name. This material--which discusses individual employee performance and specific issues related to personnel management--is both personally sensitive and irrelevant to this Motion.

107. **Ex. 22 (GOOG-PLAY-007021362), Page 20-21 (between “gmscore” and “timeline”).** This text contains confidential, non-public information regarding Google’s negotiations with non-party developers. Disclosure of this non-public information is likely to result in competitive harm to Google, as it reveals strategic decision-making which, for example, could give a competitor or potential business partner unfair leverage in competing against or negotiating with Google. Moreover, Google’s competitors could use this non-party information to unfairly target Google’s developer partners and offer specific deal terms designed to undercut those offered by Google. Additionally, this text describes non-public information on Google’s security practices and features. Public disclosure could enable malefactors to create or exploit security risks on consumer devices. This material, moreover, is irrelevant to this Motion.

108. **Ex. 22 (GOOG-PLAY-007021362), Page 22 (between top of page and “policy, etc.”; and between “2:40PM” and end of message).** This text contains confidential, non-public information regarding Google’s negotiations with non-party developers. Disclosure of this non-public information is likely to result in competitive harm to Google, as it reveals strategic decision-making which, for example, could give a competitor or potential business partner unfair leverage in competing against or negotiating with Google. Moreover, Google’s competitors could use this non-party information to unfairly target Google’s developer partners and offer specific deal terms designed to undercut those offered by Google. This material, moreover, is irrelevant to this Motion.

1 109. **Ex. 22 (GOOG-PLAY-007021362), Page 23-24 (between “2:41 PM,” on page**
2 **23, and “2:55 PM,” on page 25).** This text contains confidential, non-public information
3 regarding Google’s negotiations with non-party developers. Disclosure of this non-public
4 information is likely to result in competitive harm to Google, as it reveals strategic decision-
5 making which, for example, could give a competitor or potential business partner unfair leverage
6 in competing against or negotiating with Google. Moreover, Google’s competitors could use this
7 non-party information to unfairly target Google’s developer partners and offer specific deal
8 terms designed to undercut those offered by Google. Additionally, this text describes non-public
9 information on Google’s security practices and features. Public disclosure could enable
10 malefactors to create or exploit security risks on consumer devices. This material, moreover, is
11 irrelevant to this Motion.

12 110. **Ex. 22 (GOOG-PLAY-007021362), Page 27 (between “for october” and**
13 **“negotiations there”; and between “few things” and end of page).** This text contains
14 confidential, non-public information regarding Google’s negotiations with non-party developers.
15 Disclosure of this non-public information is likely to result in competitive harm to Google, as it
16 reveals strategic decision-making which, for example, could give a competitor or potential
17 business partner unfair leverage in competing against or negotiating with Google. Moreover,
18 Google’s competitors could use this non-party information to unfairly target Google’s developer
19 partners and offer specific deal terms designed to undercut those offered by Google.
20 Additionally, this text describes non-public information on Google’s security practices and
21 features. Public disclosure could enable malefactors to create or exploit security risks on
22 consumer devices. This material, moreover, is irrelevant to this Motion.

23 111. **Ex. 22 (GOOG-PLAY-007021362), Page 28 (between “5:32 PM” and**
24 **“without a hedge”).** This text contains confidential, non-public information regarding Google’s
25 negotiations with non-party developers. Disclosure of this non-public information is likely to

1 result in competitive harm to Google, as it reveals strategic decision-making which, for example,
2 could give a competitor or potential business partner unfair leverage in competing against or
3 negotiating with Google. Moreover, Google’s competitors could use this non-party information
4 to unfairly target Google’s developer partners and offer specific deal terms designed to undercut
5 those offered by Google. Additionally, this text describes non-public information on Google’s
6 security practices and features. Public disclosure could enable malefactors to create or exploit
7 security risks on consumer devices. This material, moreover, is irrelevant to this Motion.

8 **112. Ex. 22 (GOOG-PLAY-007021362), Page 29 (between top of page and**
9 **“abuse”).** This text contains a discussion of personnel issues related to individual Google teams
10 and individual Google employees. This material—which discusses individual employee
11 performance and specific issues related to personnel management—is both personally sensitive
12 and irrelevant to this Motion and this litigation.

13 **113. Ex. 22 (GOOG-PLAY-007021362), Page 30 (between “2:23pm” and “our**
14 **policies”).** This text contains confidential, non-public information regarding Google’s internal
15 product strategies, which are relevant to discussions and deals with non-party developers.
16 Disclosure of this non-public information is likely to result in competitive harm to Google, as it
17 reveals strategic decision-making which, for example, could give a competitor or potential
18 business partner unfair leverage in competing against or negotiating with Google. Moreover,
19 Google’s competitors could use this non-party information to unfairly target Google’s developer
20 partners and offer specific deal terms designed to undercut those offered by Google. This
21 material, moreover, is irrelevant to this Motion.

22 **114. Ex. 22 (GOOG-PLAY-007021362), Page 32 (between “up slightly” and “4**
23 **min”; and between “April”) and “1 min.”).** This text identifies a particular Google employee
24 by name. That identification is irrelevant to this Motion and this litigation.

1 115. **Ex. 22 (GOOG-PLAY-007021362), Page 32 (between “achieve the most” and**
 2 **end of page).** This text identifies particular individuals, including employees of third-party
 3 developer partners, by name. That identification is irrelevant to this Motion and this litigation.

4 116. **Ex. 22 (GOOG-PLAY-007021362), Page 33 (between top of page and “world**
 5 **changing”).** This text contains a discussion of personnel issues related to individual Google
 6 teams and individual Google employees that the text identifies by name. This material—which
 7 discusses individual employee performance and specific issues related to personnel
 8 management—is both personally sensitive and irrelevant to this Motion and this litigation.

9 117. **Ex. 22 (GOOG-PLAY-007021362), Page 33 (between changing course?” and**
 10 **“talks to”).** This text contains a discussion of personnel issues related to individual Google
 11 teams and individual Google employees that the text identifies by name. This material--which
 12 discusses individual employee performance and specific issues related to personnel management--
 13 is both personally sensitive and irrelevant to this Motion and this litigation.

14 118. **Ex. 22 (GOOG-PLAY-007021362), Page 33 (between “talks to” and “1) get**
 15 **clarity”).** This text contains confidential, non-public information related to negotiations with
 16 third-party partners. Disclosure of this non-public information is likely to result in competitive
 17 harm to Google, as it reveals strategic decision-making which, for example, could give a
 18 competitor or potential business partner unfair leverage in competing against or negotiating with
 19 Google. This material, moreover, is irrelevant to this Motion.

20 119. **Ex. 22 (GOOG-PLAY-007021362), Page 33-36 (between “analytics available”**
 21 **and end of page 36).** This text contains a discussion of personnel issues related to individual
 22 Google teams and individual Google employees that the text identifies by name. Specifically,
 23 these pages record verbatim feedback from individual Google employees about the performance
 24 of other individual Google employees--all of whom are identified by name. This material--which
 25

discusses individual employee performance and specific issues related to personnel management-
-is both personally sensitive and irrelevant to this Motion and this litigation.

120. **Ex. 22 (GOOG-PLAY-007021362), Page 37 (between “met w” and “behind on”).** This text contains confidential, non-public information regarding Google’s negotiations with non-party developers. Disclosure of this non-public information is likely to result in competitive harm to Google, as it reveals strategic decision-making which, for example, could give a competitor or potential business partner unfair leverage in competing against or negotiating with Google. Moreover, Google’s competitors could use this non-party information to unfairly target Google’s developer partners and offer specific deal terms designed to undercut those offered by Google. This material, moreover, is irrelevant to this Motion.

121. **Ex. 22 (GOOG-PLAY-007021362), Page 37 (between “taking orders” and “GKS”).** This text contains confidential, non-public information regarding Google’s negotiations with non-party developers. Disclosure of this non-public information is likely to result in competitive harm to Google, as it reveals strategic decision-making which, for example, could give a competitor or potential business partner unfair leverage in competing against or negotiating with Google. Moreover, Google’s competitors could use this non-party information to unfairly target Google’s developer partners and offer specific deal terms designed to undercut those offered by Google. This material, moreover, is irrelevant to this Motion.

122. **Ex. 22 (GOOG-PLAY-007021362), Page 41 (between “do with the data” and “DEI”).** This text contains confidential, non-public information regarding Google’s strategy for negotiations with non-party developers. Disclosure of this non-public information is likely to result in competitive harm to Google, as it reveals strategic decision-making which, for example, could give a competitor or potential business partner unfair leverage in competing against or negotiating with Google. Moreover, Google’s competitors could use this non-party information

1 to unfairly target Google’s developer partners and offer specific deal terms designed to undercut
2 those offered by Google. This material, moreover, is irrelevant to this Motion.

3 123. **Ex. 22 (GOOG-PLAY-007021362), Page 41-42 (between “how this started”**
4 **and “slack, etc.”).** This text contains a discussion of personnel issues related to individual
5 Google teams and individual Google employees that the text identifies by name. Specifically,
6 these pages record feedback on individual Google employees’ performance and identify those
7 employees by name. This material is both personally sensitive and irrelevant to this Motion and
8 this litigation.

9 124. **Ex. 22 (GOOG-PLAY-007021362), Page 42 (between “search” and end of**
10 **page).** This text contains a discussion of personnel issues related to individual Google teams and
11 individual Google employees that the text identifies by name. Specifically, this page records
12 feedback on individual Google employees’ performance and identifies those employees by name.
13 This material is both personally sensitive and irrelevant to this Motion and this litigation.

14 125. **Ex. 22 (GOOG-PLAY-007021362), Page 43 (between “team leadership” and**
15 **“DEI”; and between “startup” and “qb for”).** This text contains a discussion of personnel
16 issues related to individual Google teams and individual Google employees that the text
17 identifies by name. Specifically, this page records feedback on individual Google employees’
18 performance and identifies those employees by name. This material is both personally sensitive
19 and irrelevant to this Motion and this litigation.

20 126. **Ex. 22 (GOOG-PLAY-007021362), Page 43 (between “as we converged” and**
21 **“real money”; and between “advisor to” and “lootdrops”).** This text contains a discussion of
22 personnel issues related to individual Google teams and individual Google employees that the
23 text identifies by name. Specifically, it records feedback on individual Google employees’
24 performance and identifies those employees by name. This material is both personally sensitive
25 and irrelevant to this Motion and this litigation.

1 127. **Ex. 22 (GOOG-PLAY-007021362), Page 45 (between “return to office” and**
2 **“subs platform”).** This text contains a discussion of personnel issues related to individual
3 Google teams and individual Google employees that the text identifies by name. Specifically, it
4 records feedback on individual Google employees’ performance and identifies those employees
5 by name. This material is both personally sensitive and irrelevant to this Motion and this
6 litigation.

7 128. **Ex. 22 (GOOG-PLAY-007021362), Page 46-49 (between “use facing” and**
8 **“NATIVE”).** This text contains a discussion of personnel issues related to individual Google
9 teams and individual Google employees that the text identifies by name. Specifically, these
10 pages record verbatim feedback collected on individual Google employees’ performance, and
11 identifies both those employees and the employees that provided the feedback by name. This
12 material is both personally sensitive and irrelevant to this Motion and this litigation.

13 129. **Ex. 22 (GOOG-PLAY-007021362), Page 49-50 (between “NATIVE” and**
14 **“???”).** This text contains a discussion of personally identifying information related to an
15 individual non-employee that appears to be an interview candidate or potential partner candidate.
16 Disclosure of this personally identifying biographical and resume information would violate that
17 individual’s reasonable expectation of privacy in their personal information shared privately with
18 Google employees. This material, moreover, is irrelevant to this Motion.

19 130. **Ex. 22 (GOOG-PLAY-007021362), Page 52 (between “economics?” and**
20 **“role”).** This text contains a discussion of personnel issues related to individual Google teams
21 and individual Google employees that the text identifies by name. Specifically, these pages
22 record verbatim feedback collected on individual Google employees’ performance, and identifies
23 both those employees and the employees that provided the feedback by name. This material is
24 both personally sensitive and irrelevant to this Motion and this litigation.

1 131. **Ex. 22 (GOOG-PLAY-007021362), Page 53 (between “entertainment” and**
2 **“rest of app”).** This text appears to record personally identifying background information
3 related to an individual Google employee or potential partner, each of whom would have a
4 reasonable expectation of privacy in their negotiations with Google. This material is both
5 personally sensitive and irrelevant to this Motion and this litigation.

6 132. **Ex. 22 (GOOG-PLAY-007021362), Page 54 (between “product objectives”**
7 **and “misinformation”).** This text contains confidential, non-public information regarding
8 Google’s negotiations with a non-party developer. Disclosure of this non-public information is
9 likely to result in competitive harm to Google, as it reveals strategic decision-making which, for
10 example, could give a competitor or potential business partner unfair leverage in competing
11 against or negotiating with Google. Moreover, Google’s competitors could use this non-party
12 information to unfairly target Google’s developer partners and offer specific deal terms designed
13 to undercut those offered by Google. Finally, disclosure could harm Google’s ability to negotiate
14 with third-parties who, like the developer implicated by this material, have a reasonable
15 expectation of confidentiality in their private negotiations with Google. This material, moreover,
16 is irrelevant to this Motion.

17 133. **Ex. 22 (GOOG-PLAY-007021362), Page 54 (between “zoom in here?” and**
18 **“NATIVE”).** This text contains a discussion of personnel issues related to individual Google
19 teams and individual Google employees that the text identifies by name. Specifically, it reflects
20 detailed feedback on identified employees’ performance. This material is both personally
21 sensitive and irrelevant to this Motion and this litigation.

22 134. **Ex. 22 (GOOG-PLAY-007021362), Page 54-55 (between “NATIVE” and**
23 **“pps summaries”).** This text contains a discussion of personally identifying information related
24 to an individual non-employee that appears to be an interview candidate or potential partner
25 candidate. Disclosure of this personally identifying biographical and resume information would

1 violate that individual's reasonable expectation of privacy in their personal information shared
2 privately with Google employees. This material, moreover, is irrelevant to this Motion.

3 135. **Ex. 22 (GOOG-PLAY-007021362), Page 55 (between "free2paid" and "dev**
4 **console")**. This text contains a discussion of confidential, internal product strategy. In particular,
5 it contains a description of Google's specific geographic roll-out plans for a specific product.
6 Disclosure of this private strategic information could cause Google competitive harm by alerting
7 competitors to Google's specific launch plans for specific products. This material, moreover, is
8 irrelevant to this Motion.

9 136. **Ex. 22 (GOOG-PLAY-007021362), Page 58-59 (between "not on slide" and**
10 **"[HEARING]")**. This text contains a discussion of personnel issues related to individual
11 Google teams and individual Google employees that the text identifies by name. Specifically,
12 these pages record verbatim feedback collected on individual Google employees' performance,
13 and identifies both those employees and the employees that provided the feedback by name. This
14 material is both personally sensitive and irrelevant to this Motion and this litigation.

15 137. **Ex. 22 (GOOG-PLAY-007021362), Page 62 (between "play cuts" and**
16 **"quarterly")**. This text contains a discussion of personnel issues related to individual Google
17 teams and individual Google employees that the text identifies by name. Specifically, these
18 pages record verbatim feedback collected on individual Google employees' performance, and
19 identifies both those employees and the employees that provided the feedback by name. This
20 material is both personally sensitive and irrelevant to this Motion and this litigation.

21 138. **Ex. 22 (GOOG-PLAY-007021362), Page 67 (between "23 min" and end of**
22 **message)**. This text contains confidential, non-public information regarding Google's
23 negotiations with non-party developers. Disclosure of this non-public information is likely to
24 result in competitive harm to Google, as it reveals strategic decision-making which, for example,
25 could give a competitor or potential business partner unfair leverage in competing against or

1 negotiating with Google. Moreover, Google's competitors could use this non-party information
2 to unfairly target Google's developer partners and offer specific deal terms designed to undercut
3 those offered by Google. This material, moreover, is irrelevant to this Motion.

4 139. **Ex. 22 (GOOG-PLAY-007021362), Page 70 (between "he ask," and**
5 **"transactional").** This text contains confidential, non-public information regarding Google's
6 negotiations with non-party developers. Disclosure of this non-public information is likely to
7 result in competitive harm to Google, as it reveals strategic decision-making which, for example,
8 could give a competitor or potential business partner unfair leverage in competing against or
9 negotiating with Google. Moreover, Google's competitors could use this non-party information
10 to unfairly target Google's developer partners and offer specific deal terms designed to undercut
11 those offered by Google. This material, moreover, is irrelevant to this Motion.

12 140. **Ex. 22 (GOOG-PLAY-007021362), Page 70 (between " - sundar -" and**
13 **"unclear plan").** This text contains confidential, non-public information regarding Google's
14 negotiations with non-party developers. Disclosure of this non-public information is likely to
15 result in competitive harm to Google, as it reveals strategic decision-making which, for example,
16 could give a competitor or potential business partner unfair leverage in competing against or
17 negotiating with Google. Moreover, Google's competitors could use this non-party information
18 to unfairly target Google's developer partners and offer specific deal terms designed to undercut
19 those offered by Google. This material, moreover, is irrelevant to this Motion.

20 141. **Ex. 22 (GOOG-PLAY-007021362), Page 71 (between "YT" and "r&r").** This
21 text contains a discussion of personnel issues related to individual Google teams and individual
22 Google employees that the text identifies by name. Specifically, this material records feedback
23 on individual Google employees' performance, and identifies those employees by name. This
24 material is both personally sensitive and irrelevant to this Motion and this litigation.
25

Reply – Exhibit 24 [Dkt. No. 372-5]**(Exhibit C1)**

142. **Ex. 24 (Porat Dep. Tr.), Page 73, line 1 to Page 74, line 11 (from start of line 1 to end of line 11).** This text contains non-public and confidential information regarding Google Play’s internal assessment of its strategic priorities and negotiating approach to third-parties. Disclosure of this information could be used by Google’s competitors to inform their business strategies in a way that causes competitive harm to Google. Specifically, this information reflects sensitive, highly confidential characterizations by Google’s internal business teams that, if revealed, could be referenced by potential counterparties in negotiations with Google to gain an unfair advantage against Google.

143. **Ex. 24 (Porat Dep. Tr.), Page 75, lines 2-5 (from “Q” to end of sentence ending on line 5).** This text contains non-public and confidential information regarding Google Play’s internal assessment of its strategic priorities and negotiating approach to third-parties. Disclosure of this information could be used by Google’s competitors to inform their business strategies in a way that causes competitive harm to Google. Specifically, this information reflects sensitive, highly confidential characterizations by Google’s internal business teams that, if revealed, could be referenced by potential counterparties in negotiations with Google to gain an unfair advantage against Google.

144. **Ex. 24 (Porat Dep. Tr.), Page 75, lines 13-21 (from “Q” to end of sentence ending on line 21).** This text contains non-public and confidential information regarding Google Play’s internal assessment of its strategic priorities and negotiating approach to third-parties. Disclosure of this information could be used by Google’s competitors to inform their business strategies in a way that causes competitive harm to Google. Specifically, this information reflects sensitive, highly confidential characterizations by Google’s internal business teams that,

1 if revealed, could be referenced by potential counterparties in negotiations with Google to gain
 2 an unfair advantage against Google.

3 145. **Ex. 24 (Porat Dep. Tr.), Page 76, line 11 to Page 77, line 6 (from “A” to end of**
 4 **sentence ending on Page 77, line 6).** This text contains non-public and confidential information
 5 regarding Google Play’s internal assessment of its strategic priorities and negotiating approach to
 6 third-parties. Disclosure of this information could be used by Google’s competitors to inform
 7 their business strategies in a way that causes competitive harm to Google. Specifically, this
 8 information reflects sensitive, highly confidential characterizations by Google’s internal business
 9 teams that, if revealed, could be referenced by potential counterparties in negotiations with
 10 Google to gain an unfair advantage against Google.

11 **Reply – Exhibit 25 [Dkt. No. 372-6]**

12 **(Exhibit C2)**

13 146. **Ex. 25 (PX1612), Page 1 (between “Herring [“and”]”; and between “Porat**
 14 **[“and end of “To:” line).** This text contains email addresses of individual Google employees.
 15 This personally identifying information is sensitive and not relevant to this Motion or this
 16 litigation.

17 147. **Ex. 25 (PX1612), Page 1 (between 11:06:49 and end of message; between**
 18 **11:07:50 and “Ruth Porat, 2019-06-20 11:12:49”; and between “materializing” and “Ruth**
 19 **Porat, 2019-06-20 11:15:00”).** This text contains non-public and confidential information
 20 regarding Google Play’s internal assessment of its strategic priorities and negotiating approach to
 21 third-parties. Disclosure of this information could be used by Google’s competitors to inform
 22 their business strategies in a way that causes competitive harm to Google. Specifically, this
 23 information reflects sensitive, highly confidential characterizations by Google’s internal business
 24 teams that, if revealed, could be referenced by potential counterparties in negotiations with
 25 Google to gain an unfair advantage against Google.

Reply – Exhibit 26 [Dkt. No. 372-7]**(Exhibit C3)**

148. **Ex. 26 (PX 314), Page 1 (between “From:” and end of line; between “To:” and end of line; and between “Subject:” and end of line).** This text contains email addresses of individual Google employees. This personally identifying information is sensitive and not relevant to this Motion or this litigation.

149. **Ex. 26 (PX 314), Page 1 (between “you are making headlines” and “The same thing happened with Java”).** This text identifies job-search details of Google employees, and no public interest is served by the public disclosure of this sensitive, personal information. This employee has a reasonable expectation of privacy that would be infringed upon if this information were to be made public.

150. **Ex. 26 (PX 314), Page 2 (between “me” and “would work, too.”).** This text identifies job-search details of Google employees, and no public interest is served by the public disclosure of this sensitive, personal information. This employee has a reasonable expectation of privacy that would be infringed upon if this information were to be made public.

151. Because the public disclosure of the confidential material described above would harm Google’s competitive position in the marketplace, there is good cause and there are compelling reasons to seal this material.

1 I declare under penalty of perjury that the foregoing is true and correct. Executed on this
2 3uvday of F gego dgt 2022 in Mountain View, California.

DocuSigned by:

Christian Cramer

Christian Cramer